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FIFTH JUDICIAL DISTRICT
FRANKLIN, RICHLAND, WEST CARROLL PARISHES

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January 6, 2021

Louisiana Ethics Administration Program
P. O. Box 4368
Baton Rouge, LA 70821

Re: Ethics Opinion
Franklin Parish Police Jury

Dear Madam/Sir:

Attached is a resolution passed by the Franklin Parish Police Jury. Please review and advise as to whether the following would constitute unethical activity on the part of the police jury.

See attached resolution no. 736.

Please call if you have any questions.

Cordially yours,

MICHAEL E. KRAMER
ASSISTANT DISTRICT ATTORNEY
CIVIL DIVISION

MEK/jt

RESOLUTION 736

RESOLUTION OF THE FRANKLIN PARISH POLICE JURY REQUESTING AN OPINION OF THE ETHIC'S BOARD REGARDING A COOPERATE ENDEAVOR AGREEMENT BETWEEN THE FRANKLIN PARISH POLICE JURY AND A PARISH EMPLOYEE AND THE IMMEDIATE FAMILY OF THE PARISH EMPLOYEE FOR A PARISH PROJECT BENEFITING THE PUBLIC AS A WHOLE, WITH NO BENEFIT TO THE PARISH EMPLOYEE NOR HIS IMMEDIATE FAMILY MEMBERS; OR THE DONATION OF DIRT NEEDED FOR THE PARISH PROJECT FROM THE PARISH EMPLOYEE'S PROPERTY, WITH THE PARISH EXCAVATING THE DIRT FROM THE EMPLOYEE'S PROPERTY.

WHEREAS, the Franklin Parish Police Jury strives to enhance the quality of life of its residents, both personally and economically, and

WHEREAS, the Franklin Parish Police Jury applied for and received \$250,000 in Capital Outlay funds to repair the drainage structure of Bayou Macon Cut-Off No. 3 (L.D. Knox), which will revitalize the waterbody and promote both personal and recreational enjoyment for the public, and

WHEREAS, the Franklin Parish Police Jury is required to provide labor, materials and equipment to serve as the parish matching funds for the project, which entails the clearing of trees and debris and providing dirt for the build-up of project areas, and

WHEREAS, the wife and daughter of an employee, of the Franklin Parish Police Jury, have graciously offered to allow the jury to clear the necessary trees and debris in order to access the drainage structure, and the parish employee has offered to allow the jury to use the dirt for the build-up of the project areas and pile and bury the debris on his property, if the parish can use its equipment to excavate the dirt, pile and bury the debris.

THEREFORE, BE IT RESOLVED, that the Franklin Parish Police Jury respectfully requests an opinion from the Louisiana Ethic's Board advising whether it is permissible for the Franklin Parish Police Jury to enter into a Cooperate Endeavor Agreement (CEA) with the wife and daughter of a parish employee to complete the work described above.

In the alternative, may a right-of-way be granted by the daughter and wife to allow the clearing of trees and debris to access the drainage structure to construct the repairs to the said drainage structure of Bayou Macon Cut-Off No. 3 (L D Knox)?

In the alternative may the employee donate the dirt from his property, which the Franklin Parish Police Jury will excavate and haul to build up the project locations and pile and bury debris? The parish employee's property is his separate property.

The motion to approve the foregoing resolution was made by Juror Harris, seconded by Juror Robinson, with the following vote recorded.

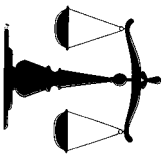
Yays: Campbell, Robinson, Harris, Wesby, Norman, Peters, Deblieux

Nays: NONE

Abstained: NONE

Absent: NONE

This the 10th day of December, 2020.



MICHAEL E. KRAMER

ATTORNEY AT LAW

6658 Kinloch Street
Winnboro, LA 71295

ADDRESS CORRECTION REQUESTED

SHREVEPORT LA 710

6 JAN 2021 PM 2 L



FOREVER / USA

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70821-4368

